

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
3:21-CR-00140-RJC-DSC

USA

v.

ERIC ADISHA HALL

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ORDER

THIS MATTER comes before the Court on the defendant's pro se Motion to Reduce Sentence, pursuant to 18 U.S.C. § 3582(c)(2). (Doc. No. 39).

Title 18, United States Code, Section 3582(c)(2) allows a court to reduce a sentence based on a guideline range that "has been" subsequently lowered by the Sentencing Commission. Here, the defendant anticipates that a proposed amendment will have the effect of lowering his guideline range. (Doc. No. 39: Motion at 1). Without any legal authority, he asserts that the amendment need not be retroactive, but may be applied "contemporaneously at this time." (*Id.*). The defendant's motion is premature pending the enactment of the proposed amendment.

IT IS, THEREFORE, ORDERED that the defendant's motion, (Doc. No. 39), is **DENIED**.

Signed: June 27, 2023



Robert J. Conrad, Jr.
United States District Judge

